IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.150 OF 2005

Zee Tuner Limited ..Applicant.

Vs.

M/s.Manmad Cable Network & Ors. ..Respondents.

....

Mr.P.S.Dani for the Applicant.

Mr.K.K.Tated for Respondent Nos.1 to 3.

....

CORAM : DR.D.Y.CHANDRACHUD, J.

29th November 2005.

P.C. :

Section 14(a)(ii) of the Telecom Regulatory Authority of India Act, 1997, confers jurisdiction upon the Telecom Disputes Settlement and Appellate Tribunal inter alia to adjudicate upon any dispute between two or more service providers. Section 15 bars the jurisdiction of a Civil Court. In view of these provisions, counsel appearing for the Original Plaintiff seeks permission to withdraw

Regular Civil Suit 44 of 2005 instituted before the Court of the Civil Judge, Junior Division, Manmad, since the Plaintiff seeks to move the Appellate Authority constituted under the Act. The suit is accordingly dismissed as withdrawn with liberty reserved to the Original Plaintiff to take recourse to its remedies under the Act. In order to enable the Original Plaintiff to do so, it has been stated on behalf of the Applicant that the Applicant shall not disconnect the signal to the First Respondent for a period of three weeks from today. The Civil Revision Application is disposed of.